

|   |  |                    |            |             |                  |                      |                  |          |      |               |                 |                        |            |
|---|--|--------------------|------------|-------------|------------------|----------------------|------------------|----------|------|---------------|-----------------|------------------------|------------|
| <b>Request<br/>for<br/>Continued Examination (RCE)<br/>Transmittal</b>                          | <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 60%;">Application Number</td> <td>10/757,159</td> </tr> <tr> <td>Filing Date</td> <td>January 14, 2004</td> </tr> <tr> <td>First Named Inventor</td> <td>Barry N. Gellman</td> </tr> <tr> <td>Art Unit</td> <td>3767</td> </tr> <tr> <td>Examiner Name</td> <td>Laura C. Schell</td> </tr> <tr> <td>Attorney Docket Number</td> <td>99-0033US2</td> </tr> </table> | Application Number | 10/757,159 | Filing Date | January 14, 2004 | First Named Inventor | Barry N. Gellman | Art Unit | 3767 | Examiner Name | Laura C. Schell | Attorney Docket Number | 99-0033US2 |
| Application Number  | 10/757,159   |                    |            |             |                  |                      |                  |          |      |               |                 |                        |            |
| Filing Date   | January 14, 2004   |                    |            |             |                  |                      |                  |          |      |               |                 |                        |            |
| First Named Inventor  | Barry N. Gellman   |                    |            |             |                  |                      |                  |          |      |               |                 |                        |            |
| Art Unit  | 3767   |                    |            |             |                  |                      |                  |          |      |               |                 |                        |            |
| Examiner Name   | Laura C. Schell  |                    |            |             |                  |                      |                  |          |      |               |                 |                        |            |
| Attorney Docket Number  | 99-0033US2   |                    |            |             |                  |                      |                  |          |      |               |                 |                        |            |
| Address to:<br>MS RCE<br>Commissioner for Patents<br>P.O. Box 1450<br>Alexandria, VA 22313-1450 |  |                    |            |             |                  |                      |                  |          |      |               |                 |                        |            |

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

|  |  |
|--|--|
| 1. <input type="checkbox"/> Submission required under 37 CFR 1.114. <span style="font-size: small;">Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).</span> |  |
| a. <input checked="" type="checkbox"/> Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.  |  |
| i. <input type="checkbox"/> Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____  |  |
| ii. <input checked="" type="checkbox"/> Other <u>Amendment and Response After Final filed April 17, 2009</u>   |  |
| b. <input type="checkbox"/> Enclosed   |  |
| i. <input type="checkbox"/> Amendment/Reply  |  |
| iii. <input type="checkbox"/> Information Disclosure Statement (IDS)   |  |
| ii. <input type="checkbox"/> Affidavit(s)/Declaration(s)   |  |
| iv. <input type="checkbox"/> Other _____   |  |
| 2. <input type="checkbox"/> Miscellaneous  |  |
| a. <input type="checkbox"/> Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)  |  |
| b. <input type="checkbox"/> Other _____  |  |
| 3. <input checked="" type="checkbox"/> Fees The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.  |  |
| a. <input checked="" type="checkbox"/> The Director is hereby authorized to charge the following fees, any underpayment of fees, or credit any overpayments to Deposit Account No. <u>50-1047</u> .  |  |
| i. <input checked="" type="checkbox"/> RCE fee required under 37 CFR 1.17(e)   |  |
| ii. <input type="checkbox"/> Extension of time fee (37 CFR 1.136 and 1.17)   |  |
| iii. <input type="checkbox"/> Other _____  |  |
| b. <input type="checkbox"/> Check in the amount of \$ _____ enclosed   |  |
| c. <input type="checkbox"/> Payment by credit card (Form PTO-2038 enclosed)  |  |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED |                     |                  |              |
|---|---------------------|------------------|--------------|
| Signature   | /Rosemary M. Miano/ | Date             | May 29, 2009 |
| Name (Print/Type)                                   | Rosemary M. Miano   | Registration No. | 29,674       |